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U.S. District Judge
KIYO A. MATSUMOTO

SEP 25 2008

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

KING PHARMACEUTICALS, INC.,

Plaintiff and Counterclaim -
Defendant,

vs.

INYX, INC.,

Defendant and
Counterclaimant.

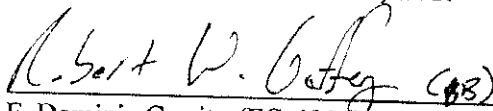
CV 07-3402 (ENV/MDG)

STIPULATION OF DISMISSAL

Pursuant to Federal Rule of Civil Procedure 41, King Pharmaceuticals, Inc. ("King") and Inyx, Inc. ("Inyx") hereby agree and stipulate that the within action shall be dismissed with prejudice without costs or fees to any party. This stipulation applies to both King's claims against Inyx and Inyx's counterclaims against King.

Dated: September 23, 2008

KING PHARMACEUTICALS, INC.

 (88)

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SECRET

U.S.D.J.